

AMENDMENT NO. 3
TO
SECOND SUBSTITUTE ORDINANCE NO. BL2019-48

Mr. President –

I hereby move to amend Second Substitute Ordinance No. BL2019-48 as follows:

I. By amending Section 1 by deleting subsection D.6.b. in its entirety and replacing it with the following:

b. Prior to issuance of a permit, the applicant shall provide the Codes Department with an affidavit verifying:

i. that the applicant has confirmed that operating the proposed home occupation would not violate any home owners association agreement or bylaws, condominium agreement, covenants, codes and restrictions, lease or any other agreement governing and limiting the use of the property proposed for the home occupation;

ii. that the property is the applicant's primary residence. Two documents indicating proof of primary residence shall be provided. Each document must be current and show the owner's name and address matching that of the property to be utilized for a home occupation. Acceptable documentation includes: (a) Tennessee Driver's license; (b) other valid State of Tennessee identification card; (c) Davidson County voter registration card; (d) current employer verification of residential address or a letter from the employer on company letterhead with original signature. (If the employer does not have letterhead, the signature of the employer must be notarized.); (e) current automobile, life or health insurance policy. (Wallet Cards not accepted); (f) paycheck/check stub, (g) work ID or badge, (h) Internal Revenue Service tax reporting W-2 form; or (i) a bank statement; and

iii. ~~If the applicant is not the property owner, affidavit shall also verify that the property owner is aware of the application and does not object to pursuit of the home occupation permit.~~

Further, the applicant shall provide proof of written notification to the owner of each adjacent property prior to filing the application. For each such adjacent property, proof of written notification shall be: (a) a signature of an owner; (b) a signed receipt of U.S. registered or certified mail addressed to an owner; or (c) notice from the U.S. Postal Service that registered or certified mail to an owner was refused or not timely accepted.

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Sean Parker
Member of Council